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PTO/SB/31

NOTICE TO APPEAL FROM THE EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Docket Number 36856.445

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being transmitted to  
Group Art Unit 2682, 703-872-9308, addressed to: Commissioner  
for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: March 16, 2005

  
Sonia V. McVean

In re Application of: Koji FURUTANI et al.

Application Number:  
09/801,497

Filed: March 8, 2001

Title: MOBILE COMMUNICATION DEVICE AND ...

Art Unit: 2682

Examiner: S. Phu

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the  
examiner dated October 22, 2004.

The fee for this Notice of Appeal is (37 CFR 1.17 (b))

\$500.00

☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore the fee  
shown above is reduced by half, and the resulting fee is:

\$

☐ A check in the amount of the fee is enclosed.

☒ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a  
Deposit Account. I have enclosed a duplicate copy of this sheet.

☐ The Commissioner is hereby authorized to charge any fees which may be required, or credit  
any overpayment to Deposit Account No. 50-1353. I have enclosed a duplicate  
copy of this sheet.

☒ A Petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included in this  
form. Provide credit card information an authorization on PTO-2038.**

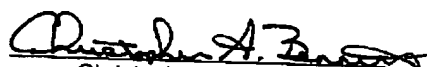
I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest. See 37 CFR  
3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record. Registration Number 46,710

☐ attorney or agent acting under 37 CFR 1.34(a)  
Registration number if acting under 37 CFR 1.34(a) .

  
Christopher A. Bennett

March 16, 2005

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit  
Multiple forms if more than one signature is required, see below\*.

☐ \*Total of \_\_\_ forms are submitted

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